

The Board of Public Works meeting was held on Tuesday, June 28, 2016, at 5:30 pm in the Council Chambers of City Hall at Showers, 401 N. Morton Street, Bloomington, Indiana with Kyla Cox Deckard presiding.

Present: Kyla Cox Deckard
Kelly Boatman

City Staff: Christina Smith – Public Works
Adam Wason – Public Works
Mike Arnold – Housing and Neighborhood Development
Jeff Heerdink – Planning and Transportation
Matt Smethurst – Planning and Transportation
Christopher Wheeler – City Legal Department
Andrew Cibor – Planning and Transportation
Jacqui Bauer – Economic and Sustainable Development
Barry Collins – Facilities Maintenance
Joe VanDeventer – Street Department
Sean Starowitz – Economic and Sustainable Development
Bill Ream – Parks and Recreation
Jason Carnes – Economic and Sustainable Development
Jackie Moore – City Legal Department

Cox Deckard apologized for the cancelled meeting two weeks prior.

Boatman made a motion to approve the minutes for May 17, 2016 and for May 31, 2016. Cox Deckard seconded. The motion passed. Minutes approved.

None

Chris Smith, with Public Works, opened sealed bids for Specialty Vehicles, Earthmoving Equipment and Trucks. Bids were received from the following companies:

- **Bloomington Ford**
 - 2017 Ford F-250 4x4 with Clark truck body \$26,733
 - 2017 Ford F-350 4x4 Service Truck with Clark Knapp Truck Body Equipment Western Plow \$56,915.15
 - 2017 Ford F-350 4x4 Service truck with a Paul Fleet Body Equipment \$56,454.40
- **Curry Auto Center**
 - 2017 Chevy Silverado 2500 HD 4-Wheel Drive

REGULAR MEETING OF THE BOARD OF PUBLIC WORKS

ROLL CALL

MESSAGES FROM BOARD MEMBERS

APPROVAL OF MINUTES

PETITIONS & REMONSTRANCES

BIDS ANDS QUOTES

**Open Sealed Bids for
Specialty Vehicles,
Earthmoving Equipment
and Trucks**

- 2017 Chevy Silverado 3500 HD 4-Wheel Drive
\$36,930.70

- 2016 TimeCo 600 \$189,721

- 2016 Case 621F \$116,000
- 2016 Case 580SNWT \$105,000

- 2016 Deere 544K \$163,700
- 2016 Deere 310SL Backhoe \$95,200
 - 2016 Indeco HP 100 Hydraulic Hammer \$13,600
 - 2016 12" Bucket \$1,000
- 2016 Deere 310SL HL Backhoe \$102,300
 - 2016 Indeco HP 1000 ABF Hydraulic Hammer \$13,600
 - 2016 12" Bucket \$1,000
- 2016 Deere 410 L Backhoe \$107,700
 - 2016 Indeco HP 1000 ABF Hydraulic Hammer \$13,600
 - 2016 12" Bucket \$1,000

- 2017 Elgin Crosswind Street Sweeper \$208,500
- 2016 Elgin Pelican MP Street Sweeper \$185,500

- 2017 Altech LR7-60 Aerial Truck with a Chipper Box
\$155,757

- 2016 E-One Stainless Steel Custom Rescue Pumper
\$399,438
- 2016 E-One Stainless Steel Custom Rescue Pumper with
Disc Brakes \$400,428

Smith opened sealed bids for W. 17th Street (Maple to Madison) Sidewalk Project. Bids were received from the following companies:

- ## Open Sealed Bids for W. 17th Street (Maple to Madison) Sidewalk Project

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Smith opened sealed quotes for Pavement Marking Services. Quotes were received from the following companies:

- Indiana Traffic Services \$114,950
- Air Marking Company Inc. \$125,650

Staff will review the bids and bring a recommendation back to the Board at the next meeting.

None

Michael Arnold, with Housing and Neighborhood Development, presented the request for Permission to Enter and Abate Property for Title VI Violations at 2110 S. Rockport Road. See meeting packet for further details.

Arnold explained the property's debris consists pieces of a wood fence, a pool cover, and other items.

Boatman asked about the time given before another ticket is issued.

Arnold explained once a ticket is issued, a resident has seven days to address the issue. Subsequent tickets are issued in one week increments. The owner has not responded.

Boatman asked who is responsible for the cost of the abatement services.

Arnold explained any fee the City incurs, will be passed on to the property owner. The owner will have been notified of the time and date for the abatement.

Boatman made a motion to approve the request for Permission to Enter and Abate Property for Title VI Violations at 2110 S. Rockport Road. Cox Deckard seconded. The motion passed. Abatement approved.

Adam Wason, with Public Works, presented the request to Amend Effective Date for Revised Resolution 2016-02: Right of Way Encroachment Approvals for Certain Encroachments at Staff Approval. See meeting packet for further details.

Boatman asked who is responsible for submitting the quarterly summary report.

Wason said he or staff from Planning and Transportation Department will provide the reports.

Open Sealed Quotes for Pavement Marking Services

TITLE VI **ENFORCEMENT**

Permission to Enter and Abate Property for Title VI Violations at 2110 S. Rockport Road

OLD BUSINESS

Amend Effective Date for Revised Resolution 2016-02: Right of Way Encroachment Approvals for Certain Encroachments at Staff Approval

Boatman made a motion to approve the request to Amend Effective Date for Revised Resolution 2016-02: Right of Way Encroachment Approvals for Certain Encroachments at Staff Approval. Cox Deckard seconded. The motion passed. Resolution 2016-02 Amendment approved.

NEW BUSINESS

Arnold presented the Request for Permission to Abate Unsafe Structure at 825 W. 8th Street to the Board. See meeting packet for further details.

Request Permission to Abate Unsafe Structure at 825 W. 8th Street

Cox Deckard asked if staff needs permission to seek quotes for the abatement.

Arnold explained, this would not be necessary if the owners allow access. If the owners do not allow access, or cannot be reached, then Staff would only need Warrant of Entry from the Board to take the contractors on-site.

Boatman asked if this has come to the Board before.

Arnold said it has. He explained, the owners were deceased. Since then, the property is under new ownership, and the request has been amended to include the property's chimney.

Boatman made a motion to approve Request Permission to Abate Unsafe Structure at 825 W. 8th Street. Cox Deckard seconded the motion. The motion passed. Request approved.

Jeff Heerdink, with Planning and Transportation, presented the request to Approve Change Order #1 for N. Kinser Pike Sidewalk Project to the Board. See meeting packet for further details.

Approve Change Order #1 for N. Kinser Pike Sidewalk Project

Cox Deckard asked about the issue with the gas line that caused roots to be cut.

Heerdink explained the gas line was marked improperly, and the contractor followed the mark. They cut through the roots of the tree. The tree was partially dead already and couldn't be saved, so it was recommended that the tree be removed. This was not a City tree. Some of the roots may have been in City right-of-way.

Cox Deckard noted that one homeowner felt his driveway had not been repaved to the same extent as the others, and requested that to be fixed.

Boatman made a motion to approve the Change Order #1 for N. Kinser Pike Sidewalk Project. Cox Deckard seconded the motion. The motion passed. Change Order approved.

Matt Smethurst, with Planning and Transportation, presented the request to Approve Change Order #2 for W. Bloomfield Road Sidepath and Signal Improvement Project to the Board. See meeting packet for further details. The Redevelopment Commission (RDC) approved the change order on June 20, 2016.

**Approve Change Order
#2 for W. Bloomfield
Road Sidepath and Signal
Improvement Project**

Boatman asked how staff could not plan which trees will affect the project.

Smethurst explained that because the tree was on the edge of the proposed grading, Staff was hopeful that they could save the tree. However, until the area was surveyed staff could not be sure if the tree needed to be removed. There was an existing contract for the removal of about 40 other trees. This one would be added to that number. There was a steep embankment making it difficult to access the tree's location. The tree was just East of Corey Ln on 2nd Street. There is currently a retaining wall there.

Boatman asked if the change has already occurred for all of the items.

Smethurst explained this change has already occurred.

Wason explained that any Change Order under \$10,000 occur on site with the engineering Staff's approvals.

Smethurst added that the RDC has set max levels for on-site Change Orders.

Cox Deckard and Wason agreed that staff will coordinate with the RDC

Boatman made a motion to Approve Change Order #2 for W. Bloomfield Road Sidepath and Signal Improvement Project. Cox Deckard seconded the motion. The motion passed. Change Order approved.

Christopher Wheeler, with the City Legal Department, presented Approve Funding Agreement Between City Planning and Transportation and Utilities Department for Engineering Design Services for Tapp/Rockport Signalized Intersection Improvements Project to the Board. See meeting packet for further details.

**Approve Funding
Agreement Between City
Planning and
Transportation and
Utilities Department for
Engineering Design
Services for
Tapp/Rockport
Signalized Intersection
Improvements Project**

Cox Deckard asked if this is funding agreement between the City Planning and Transportation Department and the Utilities with the adjusted amount.

Wheeler confirmed.

Andrew Cibor, with Planning and Transportation, explained the RDC approved this on June 20th.

Boatman made a motion to approve the Approve Funding Agreement Between City Planning and Transportation and Utilities Department for Engineering Design Services for Tapp/Rockport Signalized Intersection Improvements Project. Cox Deckard seconded the motion. The motion passed. Agreement approved.

Cibor presented the Approve Design Services Supplemental #2 Agreement with DLZ for Tapp/Rockport Signalized Intersection Improvements Project to the Board. The additional funding has already been approved by the Utilities Service Board and the RDC. See meeting packet for further details.

**Approve Design Services
Supplemental #2
Agreement with DLZ for
Tapp/Rockport
Signalized Intersection
Improvements Project**

Cox Deckard noted there was a large change in expenses between the original project and the signal project.

The original contract was not all the way taken forward and did not include all of the design services required to take a project to construction. A fair portion of work and to be scrapped going toward the traffic circle. The initial overall costs were estimated at \$1million. There has been a significant net reduction.

Cox Deckard asked if there is a time limit for the federal funding.

Cibor explained the federal funding is programmed to specific fiscal years. The current one begins in July. That would be the funding for right-of-way. The following year (2017) is when the funding is set aside for construction. The department is aiming for the letting for this project in March 2018, to prevent losing the funding for that project.

Boatman asked if there has been public concern about the project.

Cibor explained he hasn't heard much concern from the public for the project. However, Public Involvement Meetings are held. The next one will be held in about three weeks.

Boatman asked if this is a joint project with INDOT or are there requirements set by INDOT.

Cibor said INDOT administers the federal funds and sets certain regulations.

Boatman asked if their cost-share percentage increases with the costs of the project.

Cibor explained it does not because the funding is set.

Wason explained there are special circumstances where funding can be shifted between projects.

Boatman made a motion to approve the Approve Design Services Supplemental #2 Agreement with DLZ for Tapp/Rockport Signalized Intersection Improvements Project. Cox Deckard seconded the motion. The motion passed. Agreement approved.

Jacqui Bauer, with Economic and Sustainable Development, presented the request to Approve the Design Services Agreement with Silver Creek Engineering for Roof Evaluations at City Hall and Bloomington Police Headquarter Facilities to the Board. See meeting packet further details.

Approve Design Services Agreement with Silver Creek Engineering for Roof Evaluations at City Hall and Bloomington Police Headquarter Facilities

Boatman asked if any local firms were considered.

Bauer explained there were no local active structural engineers in the area to seek quotes from.

Boatman asked about the project's timeframe.

Bauer explained staff is hoping to have the bid documents out by August to allow for installation by the end of the year.

Boatman made a motion to table Approve Design Services Agreement with Silver Creek Engineering for Roof Evaluations at City Hall and Bloomington Police Headquarter Facilities. Cox Deckard seconded. The motion passed. Agreement Approved.

Barry Collins, with Public Works, presented Resolution 2016-66: Approve Special Purchase Determination, Authorize Staff to Acquire Equipment & Services and Approve Emergency Generator Replacement Services Agreement with Cummins Crosspoint for Fire Station Headquarters Facility to the Board. See meeting packet for further details.

**Resolution 2016-66:
Approve Special Purchase Determination, Authorize Staff to Acquire Equipment & Services and Approve Emergency Generator Replacement Services Agreement with Cummins Crosspoint for Fire Station Headquarters Facility**

Wason added that the Indiana Code does dictate when special purchases may be done. He explained this request is covered by IC 522-10-8 and IC522-10-9.

Cox Deckard asked if generators are needed in other locations.

Collins explained the other facilities are functioning.

Boatman made a motion to approve Resolution 2016-66: Approve Special Purchase Determination, Authorize Staff to Acquire Equipment & Services and Approve Emergency Generator Replacement Services Agreement with Cummins Crosspoint for Fire Station Headquarters

Facility. Cox Deckard seconded the motion. The motion passed.
Resolution 2016-66 approved.

Joe VanDeventer, with Street Department, presented Resolution 2016-67: Approve Special Purchase Determination, Authorize Staff to Initiate Hauling Services and Approve Rental Truck Service Agreements with Young Trucking, Inc., and William Hanna Trucking, Inc. to the Board. See meeting packet for further details.

Wason explained this Special Purchase request is covered by IC522-10-4. Three of the department's tri-axle trucks went down in a small amount of time. Staff is requesting approval of the contracts moving forward and for the special purchase that has already been made.

Cox Deckard noted this gives authorization for staff to work with either vendor. She asked who did the work with the recent emergency situation.

VanDeventer said staff worked with William Hanna Trucking, Inc.

Boatman made a motion to approve Resolution 2016-67: Approve Special Purchase Determination, Authorize Staff to Initiate Hauling Services and Approve Rental Truck Service Agreements with Young Trucking, Inc., and William Hanna Trucking, Inc. Cox Deckard seconded the motion. The motion passed. Resolution 2016-67 approved.

Smith presented Request for Noise Permit for Sherwood Oaks Christian Church Fireworks, Food and Fun (Sunday, 7/3) to the Board. This has been done annually for four years. See meeting packet for further details.

Wason added the church was required to go through the State Department of Homeland Security due to the fireworks display.

Boatman made a motion to approve Request for Noise Permit for Sherwood Oaks Christian Church Fireworks, Food and Fun (Sunday, 7/3). Cox Deckard seconded the motion. The motion passed. Noise Permit approved.

Sean Starowitz, with Economic and Sustainable Development, presented Resolution 2016-68: Use of Public Sidewalks and Reserve Metered Parking Spaces for DBI Sidewalk Sale (Saturday, 7/16) to the Board. See meeting packet for further details.

Cox Deckard added they are still required to have enough space for use of the sidewalk.

Boatman made a motion to approve Resolution 2016-68: Use of Public Sidewalks and Reserve Metered Parking Spaces for DBI Sidewalk Sale (Saturday, 7/16). Cox Deckard seconded the motion. The motion passed.

**Resolution 2016-67:
Approve Special
Purchase Determination,
Authorize Staff to Initiate
Hauling Services and
Approve Rental Truck
Service Agreements with
Young Trucking, Inc.,
and William Hanna
Trucking, Inc.**

**Request for Noise Permit
for Sherwood Oaks
Christian Church
Fireworks, Food and Fun
(Sunday, 7/3)**

**Resolution 2016-68: Use
of Public Sidewalks and
Reserve Metered Parking
Spaces for DBI Sidewalk
Sale (Saturday, 7/16)**

Resolution 2016-68 approved.

Starowitz presented Resolution 2016-69: Use of Public Streets for Lotus World Music and Arts Festival (Thursday, 9/15 – Sunday, 9/18) to the Board. See meeting packet for further details.

Cox Deckard noted this is one of the larger events that occur downtown.

Sunny Faust, with Lotus, explained the road closure are almost identical to last year's. The (4th St) Garage will still be accessible throughout the event. There will be event staff available to help with traffic control. The surrounding businesses and property owners have been notified via letters that have been mailed and hand-delivered. There has been no negative feedback. The show-times are scheduled to end at midnight on that Friday and Saturday evening.

Wason added there have been zero documented complaints over the years about this event. The noise permit is included in the resolution.

Boatman made a motion to approve Resolution 2016-69: Use of Public Streets for Lotus World Music and Arts Festival (Thursday, 9/15 – Sunday, 9/18). Cox Deckard seconded the motion. The motion passed. Resolution 2016-69 approved.

Starowitz presented the Resolution 2016-70: Use of Public Streets for 4th of July Parade (Monday, 7/4) to the Board. See meeting packet for further details.

Bill Ream, with Parks and Recreation, explained this is the same route that has been used since 2009. Some roads would be closed at 8 a.m. while others will be closed at 9 a.m. for staging and the parade.

Boatman made a motion to approve Resolution 2016-70: Use of Public Streets for 4th of July Parade (Monday, 7/4). Cox Deckard seconded the motion. The motion passed. Resolution 2016-70 approved.

Jason Carnes, with Economic and Sustainable Development, presented Resolution 2016-71: Allow Mobile Vendor to Operate within the Public Right of Way (Brown County Kettle Corn) to the Board. See meeting packet for further details.

Andrew Tilton, with Brown County Kettle Corn, explained he is currently operating on private property in Nashville.

Boatman made a motion to approve Resolution 2016-71: Allow Mobile Vendor to Operate within the Public Right of Way (Brown County Kettle Corn). Cox Deckard seconded the motion. The motion passed. Resolution 2016-71 approved.

Resolution 2016-69: Use of Public Streets for Lotus World Music and Arts Festival (Thursday, 9/15 – Sunday, 9/18)

Resolution 2016-70: Use of Public Streets for 4th of July Parade (Monday, 7/4)

Resolution 2016-71: Allow Mobile Vendor to Operate within the Public Right of Way (Brown County Kettle Corn)

Carnes presented Resolution 2016-74: Allow Mobile Vendor to Operate within the Public Right of Way (Darnell Johnson-Urgent Foods, LLC) to the Board. See meeting packet for further details.

Darnell Johnson, with Urgent Foods, discussed the signage on his food truck.

Boatman made a motion to approve Resolution 2016-74: Allow Mobile Vendor to Operate within the Public Right of Way (Darnell Johnson-Urgent Foods, LLC). Cox Deckard seconded the motion. The motion passed. Resolution 2016-74 approved.

Carnes updated the Board on the status of food vendors. He explained food trucks have increased to 15 and push carts have increased to nine.

Jackie Moore, with City Legal Department, presented the request to Approve the Proposed Amendment to the Board of Public Works Agenda Format to the Board. See meeting packet for further details.

Discussion about the protocol and procedures for the use of a Consent Agenda ensued.

Boatman made a motion to Approve the Proposed Amendment to the Board of Public Works Agenda Format. Cox Deckard seconded the motion. The motion passed. Amendment approved.

Smith presented Approve Outdoor Lighting Service Agreements with Duke Energy for the Installation of Street Lights within the Public Right of Way to the Board. See meeting packet for further details.

Boatman asked how staff ensures the lighting is compatible design-wise.

Smith explained all of the lights are cobra-head (for roadways) or pedestrian-scale (residential areas). So they will match what is currently installed in that area.

Boatman made a motion to Approve Outdoor Lighting Service Agreements with Duke Energy for the Installation of Street Lights within the Public Right of Way. Cox Deckard seconded the motion. The motion passed. Agreements approved.

Wason explained the addition of a small Air-Tent will be approved for inclusion in the Criterion Bike Race on July 23rd.

Wason reminded Bloomington property owners about their responsibility to comply with the City's Code for Excessive Growth. He asked owners to pay special attention to growth around public walk ways, signage, and

**Resolution 2016-74:
Allow Mobile Vendor to
Operate within the Public
Right of Way (Darnell
Johnson-Urgent Foods,
LLC)**

**Approve Proposed
Amendment to the Board
of Public Works Agenda
Format**

**Approve Outdoor
Lighting Service
Agreements with Duke
Energy for the
Installation of Street
Lights within the Public
Right of Way**

**STAFF REPORTS &
OTHER BUSINESS**

city right-of-ways. Those areas are to remain unobstructed at all times.

Wason added that adjacent property owners are responsible for the maintenance of that sidewalk area.

Boatman moved to approve payroll claims for 6/24/16 in the amount of \$373,659.28 on June 28, 2016. Cox Deckard seconded the motion. The motion passed. Payroll claims approved.

PAYROLL CLAIMS

Smith explained the equipment costs for the street lights are included on this claims register.

APPROVAL OF CLAIMS

Boatman asked how claims for lighting exist before the agreement was approved.

Smith and Wason explained the two-week claims cycle process to the Board, and the cancelled meeting's effects.

Boatman moved to approve payroll claims for 6/21/2016- 7/1/2016 in the amount of \$352,321.81. Cox Deckard seconded the motion. The motion passed. Payroll claims approved.

Wason read the list of businesses with new Seating and Merchandising Permits, to include: Bloomington Bagel Company (N Dunn St and N. Morton St), Samira Restaurant (W 6th St), Tracks (E Kirkwood), and Naughty Dog (Walnut St).

Cox Deckard called for adjournment. Meeting adjourned at 7:45 p.m.

ADJOURNMENT

Accepted by:


Kyla Cox Deckard, President


Kelly Boatman, Vice-president

Date:

Attest to: